

MINNEAPOLIS CITY COUNCIL OFFICIAL PROCEEDINGS

REGULAR MEETING OF

FEBRUARY 20, 1998

(Published February 28, 1998,
in Finance and Commerce)

Council Chamber

Minneapolis, Minnesota

February 20, 1998 – 9:30 a.m.

President Cherryhomes in the Chair.

Present – Council Members Herron, Mead,
Minn, McDonald, Johnson, Thurber, Ostrow,
Campbell, Biernat, Niland, Goodman, Colvin
Roy, President Cherryhomes.

Campbell moved approval of the minutes of
the regular meeting of February 6, 1998.

Seconded.

Adopted upon a voice vote.

Campbell moved referral of petitions and
communications and reports of the City officers
to proper Council committees and departments.
Seconded.

Adopted upon a voice vote.

PETITIONS AND COMMUNICATIONS

CLAIMS:

CITY CLERK (263502)

Amidon, Aaron; Backhaus, Jeff; Beal,
Marlon N; Blinkhorn, Tim; Bocskor, Aprill (2
claims); Dailey, Jim; Gable, Dorrelee (Dori);
Gangestad, Howard; Gehring, Dale; Hendricks,
Twana Deneise; Kim, Hyung Tae; Kulig, Chris;
Lagrange, Grace L/Orthopedic Medicine &
Surgery; Lolar, Yalonda; Lovely, Joan Katherine;
Morgan, Grace M for Belmont Apartments;
Ollanketo, Bernice E; Richmond, Kim, et al &
Atty Randy V Thompson; Ruzgar, Tarik;
Sadewhite, James Alexander; Schroeder, Linda;
Schroven, Kay A; Weigle, Mark.

CLAIMS (See Rep):

PUBLIC WORKS AND ENGINEERING
(263503)

Damage to Underground Facilities: Claims
of NSP and U.S. West for damages caused by
City crews.

COMMUNITY DEVELOPMENT (See Rep):

COMMUNITY DEVELOPMENT AGENCY,
MINNEAPOLIS (MCDA) (263504)

Bond Issuance: Bossen Terrace Project:
Preliminary approval to issue \$3,600,000 in
501(c)(3) tax-exempt multifamily rental housing
development bonds for 5701 Sander Dr;
Application submission package;

Quality Tool, Inc: Final approval to issue
\$3,000,000 in tax-exempt MCDA limited tax
supported development revenue bonds through
Common Fund to build a manufacturing facility
at 1300 Washington Av N;

William Campbell/Cord Sets, Inc: Final
approval to issue \$1,500,000 in tax-exempt
MCDA limited tax supported development
revenue bonds through Common Fund to build
manufacturing facility at 1001-1027 - 5th St N w/
parking at 1026 - 5th St N.

Lot Division & Land Sale: 1415 Penn Av N.

Block E Redevelopment: Request for
extension of time for developers to report back
on preliminary design concept for larger three
block area centered on Block E.

MAYOR (263505)

Mpls Public Housing Authority Board of
Directors: Reappointment of Cornell Morre &
Virginia Pederson.

**COMMUNITY DEVELOPMENT and
INTERGOVERNMENTAL RELATIONS
(See Rep):**

COUNCIL AIDE - KENT ROBBINS (263506)
Proposed Legislation re expiration of

Section 8 Housing Contracts: Council Aide,
Kent Robbins: Preserving federally assisted
rental housing (SF 2265); Income tax credit for
employer contributions to employee housing
(SF 2327).

Council Members Cherryhomes and
Goodman: Seeking state funds and tax credits
for affordable rental housing (HF 2991 &
HF 2344, companion bills to above).

**COMMUNITY DEVELOPMENT and WAYS &
MEANS/BUDGET (See Rep):**

COMMUNITY DEVELOPMENT AGENCY,
MINNEAPOLIS (MCDA) (263507)

Bond Issuance: Consolidated Container
Corp: Preliminary approval to issue \$3,500,000
in tax-exempt MCDA limited tax supported
development revenue bonds through Common
Bond Fund to expand facility at 215-27th Av NE.

William Campbell/Cord Sets, Inc:
Appropriation increase re soil correction escrow
account re 1001-1027 N 5th St & 1026 N 5th St.

LaSalle Plaza Project: Appropriation
increase to cover legal expenses resulting from
final condemnation case.

1998 Preliminary Planning Fund:
Appropriation increase of \$498,899.

1998 Preliminary Planning Fund Allocations
for School District, City & Hennepin County
Projects: Appropriation increase.

NEIGHBORHOOD REVITALIZATION
PROGRAM (NRP) (263508)

Neighborhood Revitalization Program Action
Plans: Lind-Bohanon Neighborhood; Sheridan
Neighborhood; Tangletown Neighborhood; also
authorizing use of Mpls School Board's "second
7.5%" NRP funds to support computer
technology at Washburn High School &
playground at Ramsey Elementary & Middle
School.

INTERGOVERNMENTAL RELATIONS:

LIAISON/FEDERAL, LOCAL AND STATE
(263509)

Proposed Legislation: Convention Center
Tourism - Funding pilot project for trolley
(circulator vehicle) and kiosk to provide
information on recreational and cultural events in
8 City neighborhoods.

LIAISON/FEDERAL, LOCAL AND STATE
(263510)

Proposed Legislation: Tracking 1998
legislative issues.

**INTERGOVERNMENTAL RELATIONS
(See Rep):**

HEALTH AND FAMILY SUPPORT
SERVICES (263511)

Proposed Legislation: Minnesota Workforce
Council Association's legislative package re
Minn Youth Program, Transitional Child Care for
Welfare recipients, Welfare to Work match,
Dislocated Worker Program, School-To-Work
services, Workforce Center System services.

LIAISON/FEDERAL, LOCAL AND STATE
(263512)

Proposed Legislation: County
Commissioners to serve as Metropolitan Council
Members (HF 2588).

Judiciary Funding for Restorative Justice,
Services for Prostituted Individuals, Innovative
Court Projects, Technology upgrades and
staffing for Mpls City Attorney's Office, and
Substance Abuse Intervention in Neighborhoods
(SAIN).

YOUTH COODINATING BOARD (263513)

Proposed Legislation: North Star
Neighborhood Early Learning Center funding
(HF 2752).

**PUBLIC SAFETY AND REGULATORY
SERVICES:**

HEALTH AND FAMILY SUPPORT
SERVICES (263514)

Senior Forum: Report on Older Adults in
Minneapolis—Contributions, Resources and
Needs.

INSPECTIONS DEPARTMENT (263515)

Boarded Buildings (Chapter 249): Report on
process.

**PUBLIC SAFETY AND REGULATORY
SERVICES (See Rep):**

HEALTH AND FAMILY SUPPORT
SERVICES (263516)

School Health Planning: Execute contract
with Public School Staff for work on restructuring
school health services for calendar year 1998;
Execute contract with Joanne Mooney to
provide oversight services for programs through
Welcome Center for newly enrolling students.

Child Health Surveys: Issue Request for Proposals for services to conduct two surveys encompassing children between ages of birth to six years old to assess health status of Minneapolis children under age 18.

**LICENSES AND CONSUMER SERVICES
(263517)**

Licenses: Applications.

MAYOR (263518)

Minneapolis Advisory Committee on People with Disabilities: Approve reappointments for terms to expire 12/31/99 and appointments to fill unexpired terms to expire 12/31/98.

POLICE DEPARTMENT (263519)

Office Space for Special Investigations Division: Renew lease for covert office space through December 1998.

**PUBLIC SAFETY AND REGULATORY
SERVICES and WAYS & MEANS/
BUDGET (See Rep):**

POLICE DEPARTMENT (263520)

Multi-Jurisdictional Narcotics Enforcement Task Force: Accept federal anti-drug grant funds from State of Minnesota for continuation of Drug Enforcement Task Force for calendar year 1998; Execute grant contract with State of Minnesota; and Execute Drug Enforcement Task Force Agreement with Hennepin County Sheriff's Department.

TRANSPORTATION AND PUBLIC WORKS:

**PUBLIC WORKS AND ENGINEERING
(263521)**

Major Event: Report on World Figure Skating Championships event and how major events are handled by the Public Works Department.

Bus Shelter Franchise Fees: Transtop report on revenues, Fourth Quarter 1997.

Tax Forfeited Land: Listing of available parcels.

**TRANSPORTATION AND PUBLIC WORKS
(See Rep):**

**METROPOLITAN AIRPORTS
COMMISSION (263522)**

Airport Runway Extension: Contract regarding temporary extension of Runway 12R/30L as part of Runway 4/22 permanent extension project.

**PUBLIC WORKS AND ENGINEERING
(263523)**

Solid Waste Collection Point Area Cleanups: Approve assessments for unpaid charges; Letter disputing charges at 5728 43rd Av S.

Nicollet Av Streetscape Proj: Supplemental agrmts & contract increase with Thomas & Sons Construction to provide for project completion.

University Av NE Project (27th Av NE to 36th Av NE): Execute construction cooperative agreements with MnDOT establishing funding arrangements for bridge, sewer, lighting & traffic signal work.

Flood Mitigation Program, Property Acquisition: Execute purchase agreement for 6000 Stevens Av S.

**SOLID WASTE AND RECYCLING
DIVISION (263524)**

Sales & Use Tax: Submit waiver to Minnesota Department of Revenue extending the period for audit of Solid Waste Management Tax on City utility bills.

**TRANSPORTATION AND PUBLIC WORKS
and WAYS & MEANS/BUDGET
(See Rep):**

**PUBLIC WORKS AND ENGINEERING
(263525)**

University Av Project (27th Av NE to 36th Av NE): Agreement with MnDOT for City provision of traffic signal.

PURCHASING (263526)

Bids: Accept a) OP #4781, low bid of Prospect Drilling & Sawing for baffle walls for Water Dept; b) OP #4786, low bid of Tri State Drilling for dewatering well; c) OP #4769, only bid of Hawkins Chemical for precipitated anhydrous ammonia for Water Dept; d) OP #4782, only bid of Sutphen Corporation for fire truck; and e) OP #4537, increase bid of Duncan Industries for additional parking meter adapters.

WATER DEPARTMENT (263527)

Pump Station #4 & #5: Increase scope and amount of contract with Orr-Schelen-Myeron & Associates to continue upgrade & modernization project.

WAYS AND MEANS BUDGET:

ASSESSOR (263528)

Annual Department Directions Statement: Receive & File.

ATTORNEY (263529)
Wefelmeyer vs Tay-Mac, Inc, et. al:
Informational letter.
COORDINATOR (263530)
1994-1997 City Coordinator
Accomplishments: Summary.
FINANCE DEPARTMENT (263531)
Fourth Quarter 1997 Travel Expenses:
Report.
FINANCE DEPARTMENT (263532)
General Obligations Bond Sale: Results.
NEIGHBORHOOD SERVICES
DEPARTMENT (263533)
Program Status Report for PY 1997:
Second Quarter.
PUBLIC WORKS AND ENGINEERING
(263534)
Work Plan 1998 Building & Facilities Capital
Improvement Program: Major repairs.

WAYS AND MEANS BUDGET (See Rep):

ATTORNEY (263535)
Defense & Indemnification: Deny in matter
of Drain vs Barragan & City of Minneapolis.
ATTORNEY (263536)
Settlements: Authorize settlements of
Horace vs City; & Drilling vs City.
Victim/Witness Cases: Amend Contract
w/MN Citizens Council on Crime & Justice.
State Violence Against Women Act:
Training Project: Grant Application.
COORDINATOR (263537)
Central Weed & Seed Project: Transfer
State & Federal Funds for project.
COORDINATOR (263538)
Grant Applications: Submit to Legislative
Commission on Minnesota Resources.
FINANCE DEPARTMENT (263539)
Semi-Annual Assessment of Workers
Compensation Indemnity Benefits: Pay to State
Department of Labor & Industry, Special
Compensation Fund.
FINANCE DEPARTMENT (263540)
Workers Compensation & Employment
Services: Contract w/Comprehensive Managed
Care.
HUMAN RESOURCES (263541)
Diversity Training Videos: Copyright
Agreement w/Stir Fry Seminars.
Classification Study for Manager, Internal
Services: Salary Ordinance.
NEIGHBORHOOD SERVICES
DEPARTMENT (263542)

Federal Welfare-to-Work Discretionary
Funds: Grant Application.
Fund Availability Notices (FANs) Rescind
Council Action of 1/23/98 authorizing FAN #03-4
to Powderhorn Phillips Wellness Center
(PPWC) & Issue other FANs to PPWC &
University of Minnesota Extension Services-
Hennepin.
FANs: Minneapolis Urban League, \$28,500;
& \$166,250.
TRAFFIC ENGINEERING (263543)
Impound Towing Contracts: Amend
contracts w/Wrecker Services, Inc & Demko &
reassign Zones 1 & 2 to existing contractor(s)
for \$35 per tow.

ZONING AND PLANNING:

PLANNING COMMISSION/DEPARTMENT
(263544)
Interplastic Corporation Storage Tank
Installation Upgrade Project (2105 Broadway St
NE): Planning Dept: Recommend against
petition of Windom Park Citizens In Action for
an Environmental Assessment Worksheet; Draft
Findings of Fact & Record of Decision re need
for an EAW; WPCIA Petition; w/attachments
including Interplastic permit application,
correspondence between Interplastic & Planning
Dept, Comments of Oil, Chemical & Atomic
Workers International Union; Final Findings of
Fact; Supplemental background information.
Council Member Paul Ostrow:
Recommendation to amend Findings and staff
recommendation & direct staff to further review.
Betsy Mitchell: Comments. Barb Sullivan:
Comments; 30 Photographs.
PLANNING COMMISSION/DEPARTMENT
(263545)
Zoning Code Text Amendment: Amending
Title 10, Chapter 525, Administration &
Enforcement, repealing Section 525.30 re
Maximum review period for zoning amendments;
Staff findings.
SouthEast Minneapolis Industrial (SEMI)
Area: Order development of an Alternative
Urban Area-wide Review (AUAR); staff
background report on AUAR; w/attached map.

MOTIONS (See Rep):

ATTORNEY (263546)
Workers' Compensation: Pmts to City
employees injured on the job.

FILED:

CHARTER COMMISSION (263547)

Technical Amendments to City Charter:

Letter submitted to IGR Committee resubmitting 28 amendments referred in 1996.

CITY CLERK/SPECIAL PERMITS (263548)

1st Av S, 3050 (Suburban Lighting Inc) signs; 2nd Av S, 601 (Crosstown Sign) sign; Broadway W, 1030 (Lawrence Sign) sign; Central Av NE, 2338 (Lawrence Sign) sign; Hennepin E, 333 (Crosstown Sign) sign; Grand Av S, 3542-3548 (Present Moment) sidewalk sale; Washington Av N, 2010 (Lawrence Sign) sign.

Adopted. Yeas, 13; Nays none.

Passed February 20, 1998.

Approved February 26, 1998. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

Resolution 98R-038, adopting a housing program for the Bossen Terrace Project and giving preliminary approval to the issuance of up to \$3,600,000 in 501(c)(3) tax-exempt multifamily housing development bonds thereunder, was passed February 20, 1998 by the City Council and approved February 26, 1998 by the Mayor. A complete copy of this resolution is available for public inspection in the office of the City Clerk.

**REPORTS OF
STANDING COMMITTEES**

The **CLAIMS** Committee submitted the following report:

CLAIMS – Your Committee recommends that the following claims filed against the City be settled as follows:

690-150 NSP, \$132.36; and U.S. West, \$151.23.

Your Committee further recommends approval of the following reimbursement for equipment or uniform losses in the line of duty:

Officer Jim Burns, \$85.99.

Adopted. Yeas, 13; Nays none.

Passed February 20, 1998.

Approved February 26, 1998. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

The COMMUNITY DEVELOPMENT

Committee submitted the following reports:

Comm Dev – Your Committee, having under consideration a proposal by the Community Housing Development Corporation to acquire and rehabilitate the 66-unit Bossen Terrace project at 5701 Sander Dr, and having held a public hearing thereon, now recommends passage of the accompanying resolution adopting a housing program for said project and granting preliminary approval to the issuance of up to \$3,600,000 in 501(c)(3) tax-exempt multifamily housing development bonds.

Your Committee further recommends summary publication of the above-described resolution and that this action be transmitted to the Board of Commissioners of the MCDA.

The following is the complete text of the unpublished summarized resolution.

RESOLUTION 98R-038

By Niland

Adopting a housing program for the Bossen Terrace Project; and giving preliminary approval to the issuance of revenue bonds thereunder.

Whereas, pursuant to the Minnesota Municipal Housing Act, Minnesota Statutes, Chapter 462C (the "Act") a city is authorized to undertake the financing of multifamily housing for persons of low and moderate income, and to authorize its housing and redevelopment authority to act on its behalf; and

Whereas, the City Council (the "City Council") of the City of Minneapolis (the "City") has prepared the Housing Plan for Local Housing for the City of Minneapolis, Minnesota, revised June, 1984 (the "Plan") which Plan was adopted pursuant to the Act on July 13, 1984; and

Whereas, the Act requires adoption of a housing finance program after a public hearing held thereon for which notice was published in a newspaper of general circulation in the City at least fifteen (15) days in advance of the hearing; and

Whereas, the Bossen Terrace Project is a 66-unit multifamily rental facility located at 5701 Sander Drive in the City (the "Project") to be acquired by Community Housing Development Corporation, a Minnesota nonprofit corporation (the "Owner"); and

Whereas, there has been proposed a program (the "Program") for the issuance of bonds to make a loan to finance the acquisition and rehabilitation of the Project; and

Whereas, the cost of the Program is presently estimated to be \$3,600,000; and

Whereas, the City on January 12, 1998, did conduct a public hearing on the Program, following publication of notice as required by the Act; and

Whereas, the Program was submitted to the Metropolitan Council on or prior to the date of publication of notice of the public hearing on such Program, and the Metropolitan Council has been afforded an opportunity to present comments at the public hearing, all as required by the Act; and

Whereas, the City desires to facilitate the development of rental housing within the community, encourage the preservation of affordable housing opportunities for residents of the City, encourage the preservation of housing facilities designed for occupancy by persons of low or moderate income within the boundaries of the City, and the maintenance of affordable units in the Project would assist the City in achieving these objectives; and

Whereas, the Program will result in the provision of decent, safe and sanitary rental housing opportunities to persons within the community; and

Whereas, this City Council has been advised that conventional, commercial financing to pay the capital costs of the Program is available only on a limited basis and at such high costs of borrowing that the economic feasibility of operating the Project would be significantly reduced, but the City Council has been further advised that with the aid of municipal financing and resulting low borrowing costs, the Project is economically more feasible; and

Whereas, the staff of the City considers the proposed Program to be in furtherance of the housing policies of the State of Minnesota as stated in the Act and of the City as stated in the Plan;

Now, Therefore, Be It Resolved by The City Council of The City of Minneapolis:

That the issuance of multifamily housing revenue bonds pursuant to the Act in the approximate amount presently estimated not to exceed \$3,600,000 to finance the costs of the Program is hereby preliminary approved by the

City Council subject to final agreement between the City, the Owner, and the purchaser of the bonds as to the detailed terms and conditions on which the bonds will be issued.

Be It Further Resolved that the Program is hereby adopted.

Be It Further Resolved that proceeds of bonds issued under the Program may be used to make a loan or loans directly to the Owner or other entity approved by the City or to acquire the Project and at the discretion of the City may be financed by the Minneapolis Community Development Agency rather than the City.

Be It Further Resolved that the City shall have the right in its sole discretion to withdraw from participation and, accordingly, not to issue the bonds for the Project should the City, at any time prior to the issuance thereof, determine that it is in the interest of the City not to issue the bonds or should the parties to this transaction be unable to reach agreement as to the terms and conditions of any of the documents required for this transaction. The decision of the City with respect to the aforementioned matters shall be uncontestable.

Be It Further Resolved that nothing in this Resolution or the documents prepared pursuant hereto shall authorize the expenditure of any municipal funds on the Program other than as specified and authorized by separate actions of the City Council and other than the revenues derived from the Project or otherwise granted to the City or Minneapolis Community Development Agency for this purpose.

Be It Further Resolved that Piper Jaffray Inc. is hereby appointed as Underwriter, and Holmes & Gale, Ltd. is hereby appointed as Bond Counsel, in connection with the Bonds preliminarily approved hereby.

Adopted. Yeas, 13; Nays none.

Passed February 20, 1998. J. Cherryhomes, President of Council.

Approved February 26, 1998. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

Comm Dev – Your Committee, having under consideration a proposal to issue revenue bonds on behalf of Quality Tool, Inc, to finance the construction of a 44,000 square foot manufacturing facility at 1300 Washington Av N, and the Council having given preliminary approval to issue said bonds on December 19, 1997, and having held a public hearing thereon,

now recommends passage of the accompanying resolution giving final approval to the issuance of up to \$3,000,000 in Tax-exempt Minneapolis Community Development Agency (MCDA), Limited Tax Supported Development Revenue Bonds, Common Bond Fund Series 1998, for Quality Tool, Inc, to be issued through the Minneapolis Common Bond Fund and designating the bonds as bonds entitled to the security provided by Ordinance No. 87-Or-084, Tax Reserve and Pledge Ordinance (Petr No 263504).

Your Committee further recommends, pursuant to MCDA Resolution No. 87-171M, that these Common Fund Bonds be designated, if and when issued, as bonds entitled to the Security provided by Ordinance No. 87-Or-084.

Your Committee further recommends summary publication of the above-described resolution and that this action be transmitted to the Board of Commissioners of the MCDA.

Niland moved that the report be postponed. Seconded.

Adopted upon a voice vote.

Comm Dev – Your Committee, having under consideration a proposal to issue revenue bonds on behalf of William Campbell and Cord Sets, Inc to finance the development of a 30,000 square foot light manufacturing facility at 1001-1027 – 5th St N and parking facilities 1026 – 5th St N, and the Council having given preliminary approval to issue said bonds on November 7, 1997, and having held a public thereon, now recommends passage of the accompanying resolution granting final approval to the issuance of up to \$1,500,000 in Tax-exempt Minneapolis Community Development Agency (MCDA), Limited Tax Supported Development Revenue Bonds, Common Bond Fund Series 1998, for William Campbell and Cord Sets, Inc, to be issued through the Minneapolis Common Bond Fund and designating the bonds as bonds entitled to the security provided by Ordinance No. 87-Or-084, Tax Reserve and Pledge Ordinance (Petr No 263504).

Your Committee further recommends, pursuant to MCDA Resolution No. 87-171M, that these Common Fund Bonds be designated, if and when issued, as bonds entitled to the Security provided by Ordinance No. 87-Or-084.

Your Committee further recommends summary publication of the above-described

resolution and that this action be transmitted to the Board of Commissioners of the MCDA.

Adopted. Yeas, 13; Nays none.

Passed February 20, 1998.

Approved February 20, 1998. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

(Published February 24, 1998)

Resolution 98R-039, giving final approval to and authorizing a project on behalf of William Campbell and Cord Sets, Inc, authorizing the issuance of revenue bonds of the Minneapolis Community Development Agency therefor, and designating the bonds under Minneapolis Code of Ordinances, Title 16, Chapter 424, as amended, was passed February 20, 1998 by the City Council and approved February 20, 1998 by the Mayor. A complete copy of this resolution is available for public inspection in the office of the City Clerk.

(Published February 24, 1998)

The following is the complete text of the unpublished summarized resolution.

RESOLUTION 98R-039

By Niland

Giving final approval to and authorizing a project on behalf of William Campbell and Cord Sets, Inc. (the "Company"), authorizing the issuance of revenue bonds of the Minneapolis Community Development Agency therefor, and designating the bonds under Minneapolis Code of Ordinances, Title 16, Chapter 424, as amended.

Whereas, pursuant to Laws of Minnesota 1980, Chapter 595, as amended ("Chapter 595"), the City Council of the City of Minneapolis, Minnesota (the "City") established the Minneapolis Community Development Agency (the "Agency") and granted certain powers and duties to the Agency; and

Whereas, pursuant to such granted powers, the Agency has been authorized to issue revenue bonds for the purpose of providing financing for the acquisition, construction and installation of projects consisting of properties, real or personal, used or useful in connection with a revenue-producing enterprise, whether or not operated for profit; and

Whereas, by Resolution No. 82-512, as amended, of the Agency, the Agency established a common bond fund and authorized the issuance from time to time by the Agency of bonds to be secured by such common bond fund (the "Common Fund Bonds"); and

Whereas, under the terms of Minneapolis Code of Ordinances, Title 16, Chapter 422, as amended ("Chapter 422"), adopted pursuant to Chapter 595, the City Council of the City authorized the Agency to issue Common Fund Bonds; and

Whereas, it has been proposed that the Agency issue revenue bonds in the amount of not to exceed \$1,500,000 (the "Bonds") to finance the acquisition, construction and equipping of a manufacturing facility to be used in the operations of the Company (the "Project"); and

Whereas, the Agency expects to give final approval to the issuance of the Bonds by a resolution to be adopted on the date hereof; and

Whereas, the Bonds shall bear interest at an average weighted interest rate not to exceed seven percent (7.00%) per annum, shall have a final maturity date not later than December 1, 2018, and shall have such other terms as required or permitted by the Agency's resolution, which terms are to be incorporated herein by reference; and

Whereas, pursuant to Minneapolis Code of Ordinances, Chapter 424, as amended ("Chapter 424"), the City may from time to time designate a series of Common Fund Bonds to be secured by the limited pledge of tax revenues authorized by Chapter 424;

Now, Therefore, Be It Resolved by The City Council of The City of Minneapolis:

That the City Council hereby gives final approval to the issuance by the Agency of the Bonds in the aggregate principal amount of not to exceed \$1,500,000 for the purpose of financing the Project.

Be It Further Resolved that the City Council hereby designates the Bonds under Chapter 424 as bonds which are and shall be entitled to the benefit of the pledge, agreements and provisions of Chapter 424.

Be It Further Resolved that the Finance Officer of the City shall execute and deliver such certificates as may be necessary on the date of delivery of the Bonds in order to acknowledge the application of Chapter 424 to the Bonds and the designation of the Bonds thereunder.

Be It Further Resolved that this approval of the City Council of the City is hereby given as required by Chapter 422.

Adopted. Yeas, 13; Nays none.

Passed February 20, 1998. J. Cherryhomes, President of Council.

Approved February 20, 1998. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

Comm Dev – Your Committee, having under consideration the division of the lot at 1415 Penn Av N, and having conducted a public hearing thereon, now recommends passage of the accompanying resolution approving the division, waiving the requirement of a subdivision plat and directing that a copy of the resolution be attached to the deeds conveying the subdivided parcels, notwithstanding the recommendation of the Minneapolis Community Development Agency (MCDA).

Your Committee further recommends that MCDA staff be directed to revisit the Disposition Policy regarding the sale of a buildable lot for sideyard and subdivisions.

Further, that this action be transmitted to the Board of Commissioners of the MCDA.

Adopted. Yeas, 11; Nays, 1 as follows:

Yeas – Herron, Minn, McDonald, Johnson, Thurber, Campbell, Biernat, Niland, Goodman, Colvin Roy, Cherryhomes.

Nays – Ostrow.

Declining to vote – Mead.

Passed February 20, 1998.

Approved February 26, 1998. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

RESOLUTION 98R-040
By Niland

Approving the subdivision of a lot at 1415 Penn Avenue North.

Whereas, the Minneapolis Community Development Agency (MCDA) has requested that a parcel of land located at 1415 Penn Avenue North and legally described as: Lot 12, Block 2, Pratt's Addition to Minneapolis, Hennepin County, Minnesota, be subdivided as follows:

Parcel A: The North half of Lot 12, Block 2, Pratt's Addition to Minneapolis, Hennepin County, Minnesota;

Parcel B: The South half of Lot 12, Block 2, Pratt's Addition to Minneapolis, Hennepin County, Minnesota.

Whereas, the MCDA intends to convey the subdivided parcels to the owners of adjacent property legally described as:

Parcel A (1419 Penn Avenue North): Lot 11 and the South 2 feet of Lot 10, Block 2, Pratt's Addition to Minneapolis, Hennepin County, Minnesota;

Parcel B (1407 Penn Avenue North): Lot 13, Block 2, Pratt's Addition to Minneapolis, Hennepin County, Minnesota.

Whereas, the proposed subdivision conforms with Minnesota Statutes Section 462.358 and Land Subdivision Regulations adopted by the Minneapolis City Council on July 14, 1995; and

Whereas, pursuant to due notice thereof published in Finance and Commerce on January 29, 1998, a public hearing on said subdivision and proposed sale was duly held in a joint meeting of the Community Development Committee of the City Council and the Operating Committee of the MCDA at 5:15 p.m., February 9, 1998, in Room 319, Minneapolis City Hall, 350 South 5th Street, in the City of Minneapolis, County of Hennepin, State of Minnesota;

Now, Therefore, Be It Resolved by The City Council of The City of Minneapolis:

That the division of the above described property be approved and the requirement of a subdivision plat be waived.

Be It Further Resolved that a certified copy of this resolution shall be attached to the deeds conveying the subdivided parcels.

Adopted. Yeas, 11; Nays, 1 as follows:

Yeas – Herron, Minn, McDonald, Johnson, Thurber, Campbell, Biernat, Niland, Goodman, Colvin Roy, Cherryhomes.

Nays – Ostrow.

Declining to vote – Mead.

Passed February 20, 1998. J. Cherryhomes, President of Council.

Approved February 26, 1998. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

Comm Dev – Your Committee recommends concurrence with the Mayor in her recommendation to reappoint the following individuals to the Minneapolis Public Housing Authority Board of Directors for terms which will expire on December 31, 2000:

a) Cornell Moore, 2727 Dean Pkwy, Minneapolis 55416 (Ward 7);

b) Virginia Pederson, 1710 Plymouth Av N #712, Minneapolis 55411 (Ward 5).

Adopted. Yeas, 13; Nays none.

Passed February 20, 1998.

Approved February 26, 1998. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

Comm Dev – Your Committee, having under consideration the directive of the Council of December 30, 1997 relating to the proposed Block E redevelopment proposal, requiring Brookfield Management Services LLC, DDRM Entertainment LLC and EXCEL Realty Trust (the developers) to report back by March 1, 1998 with a preliminary design concept for a larger three block area centered on Block E (Blocks D-F), now recommends concurrence with the recommendation of the Minneapolis Community Development Agency that an extension of time be granted to April 13, 1998, for said report.

Adopted. Yeas, 13; Nays none.

Passed February 20, 1998.

Approved February 26, 1998. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

The COMMUNITY DEVELOPMENT and INTERGOVERNMENTAL RELATIONS

Committees submitted the following report:

Comm Dev & IGR – Your Committee, having under consideration the matter of expiring Section 8 contracts which may result in people losing their homes, now recommends that the City support SF 2265 relating to preservation of federally assisted rental housing, and SF 2327 relating to income tax credit for employer contributions to employee housing, and assign them a "B" priority. (Petn No 263506)

Niland moved to divide the report so as to consider separately that portion relating to SF 2265. Seconded.

Adopted upon a voice vote.

Niland moved adoption of the balance of the report. Seconded.

Adopted. Yeas, 13; Nays none.

Passed February 20, 1998.

Approved February 26, 1998. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

Comm Dev & IGR – Your Committee, having under consideration the matter of expiring Section 8 contracts which may result in people losing their homes, now recommends that the City support SF 2265 relating to preservation of federally assisted rental housing and assign it a “B” priority. (Petr No 263506)

Goodman moved to amend the report by deleting the letter “B” and inserting in lieu thereof the letter “A”. Seconded.

Adopted upon a voice vote .

The report, as amended, was adopted.

Yeas, 13; Nays none.

Passed February 20, 1998.

Approved February 26, 1998. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

The **COMMUNITY DEVELOPMENT** and **WAYS & MEANS/BUDGET** Committees submitted the following reports:

Comm Dev & W&M/Budget – Your Committee, having under consideration a proposal to issue revenue bonds on behalf of Consolidated Container Corporation to finance the expansion of the existing facility at 215 – 27th Av NE by adding on 45,000-50,000 square feet of office/warehouse and manufacturing space, and having conducted a public hearing thereon, now recommends passage of the accompanying resolution granting preliminary approval to the issuance of up to \$3,500,000 in tax-exempt Minneapolis Community Development Agency (MCDA), Limited Tax Supported Development Revenue Bonds, Common Bond Fund Series 1998, for Consolidated Container Corporation, to be issued through the Minneapolis Common Bond Fund (Petr No 263507).

Your Committee further recommends, pursuant to MCDA Resolution No. 87-171M, that these Common Fund Bonds be designated, if and when issued, as bonds entitled to the Security provided by Ordinance No. 87-Or-084.

Your Committee further recommends summary publication of the above-described resolution and that this action be transmitted to the Board of Commissioners of the MCDA.

Adopted. Yeas, 13; Nays none.

Passed February 20, 1998.

Approved February 26, 1998. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

Resolution 98R-041, giving preliminary approval to and authorizing a project on behalf of Consolidated Container Corporation, and authorizing the issuance of revenue bonds or notes of the Minneapolis Community Development Agency therefor, payable primarily from revenues derived pursuant to a revenue agreement, was passed February 20, 1998 by the City Council and approved February 26, 1998 by the Mayor. A complete copy of this resolution is available for public inspection in the office of the City Clerk.

The following is the complete text of the unpublished summarized resolution.

RESOLUTION 98R-041
By Niland and Campbell

Giving preliminary approval to and authorizing a project on behalf of Consolidated Container Corporation, and authorizing the issuance of revenue bonds or notes of the Minneapolis Community Development Agency therefor, payable primarily from revenues derived pursuant to a revenue agreement.

Whereas, the City Council, by Ordinance No. 81-Or-017, as amended by Ordinance No. 82-Or-076, reorganized and renamed the Housing and Redevelopment Authority in and for the City of Minneapolis as the Minneapolis Community Development Agency (the “Former Agency”), and granted additional powers and duties pursuant to Minnesota Laws of 1980, Chapter 595; and

Whereas, the City Council, by Ordinance No. 86-Or-035, renamed the Former Agency as the Minneapolis Public Housing Authority in and for the City of Minneapolis and created a new public corporation named the Minneapolis Community Development Agency (the “Agency”) to which it granted the development powers of the Former Agency and to which it extended the development obligations of the Former Agency; and

Whereas, pursuant to Minnesota Laws of 1980, Chapter 595, Ordinance No. 81-Or-017, as amended, and Ordinance No. 86-Or-035, as amended, of the City Council and Minnesota Statutes, Sections 469.152 through 469.1651 (collectively, the “Act”), the Agency is authorized to issue revenue bonds or notes for

the purpose of providing financing for the acquisition, construction, rehabilitation and installation of projects consisting of real and personal properties used or useful in connection with a revenue producing enterprise engaged in any business; and

Whereas, by Resolution No. 82-512, adopted by the Former Agency on December 15, 1982, as amended, the Former Agency established a certain common bond fund and provided for the issuance from time to time by the Agency of economic development revenue bonds to be secured thereby ("Common Fund Bonds"); and

Whereas, pursuant to Ordinance No. 86-Or-035, as amended by the Minneapolis City Council on June 27, 1986, the Agency has authority to issue Common Fund Bonds and is the successor to the Former Agency for purposes of Common Fund Bonds; and

Whereas, Consolidated Container Corporation, a Minnesota corporation (the "Company"), has proposed to acquire, construct and equip an approximately 62,000 square foot building to be used for the Company's drum container processing purposes and to be located at 215 27th Avenue Northeast in the City of Minneapolis (the "Project"); and

Whereas, the Company has proposed that the Agency finance the Project by the issuance of its Common Fund Bonds under the Act, in the approximate amount of \$3,500,000 (the "Bonds"); and

Whereas, the City Council has been advised that in accordance with the Act, a public hearing on the proposal to finance the Project has been conducted by the Community Development Committee of the City Council on behalf of the Agency, preceded by notice thereof as required by the Act, and at such public hearing all parties were given an opportunity to express their views with respect to the proposed undertaking and financing of the Project; and

Whereas, the City Council has been further advised that the proposed bond issue has been submitted to the Mayor and the Planning Commission of the City of Minneapolis at least fourteen (14) days prior to consideration hereof; and

Whereas, the Agency, by resolution adopted or to be adopted on the date hereof, has or will give preliminary approval to the Project in accordance with the Act;

Now, Therefore, Be It Resolved by The City Council of The City of Minneapolis:

That the City Council hereby gives preliminary approval to the Project and the issuance by the Agency of its Bonds pursuant to the Act for the purpose of financing the Project in the aggregate sum of \$3,500,000 or such other amount approved by the Agency not exceeding such sum by more than ten percent (10%).

Be It Further Resolved that this approval by Ordinance No. 86-Or-035, as amended, of the City Council is hereby given as required.

Adopted. Yeas, 13; Nays none.

Passed February 20, 1998. J. Cherryhomes, President of Council.

Approved February 26, 1998. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

Comm Dev & W&M/Budget – Your Committee, having under consideration the redevelopment contract regarding the sale of parcels at 1001-1027 N 5th St and 1026 N 5th St to William Campbell, owner of Cord Sets, Inc, for the construction of a light manufacturing facility, and having received a report that testing has established that additional soil correction and foundation improvements, including piling, grade beams and pre-fab concrete plating are required, now recommends passage of the accompanying resolution increasing the appropriation in Fund CBF – North Loop by \$145,600 and increasing the appropriation in Fund CAD – Tax Increment Administration by \$4,368.

Your Committee further recommends that this action be transmitted to the Board of Commissioners of the Minneapolis Community Development Agency.

Adopted. Yeas, 13; Nays none.

Passed February 20, 1998.

Approved February 26, 1998. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

**RESOLUTION 98R-042
By Niland and Campbell**

**Amending The 1998 Minneapolis
Community Development Agency
Appropriation Resolution.**

Resolved by The City Council of The City of Minneapolis:

That the above-entitled resolution, as amended, be further amended as follows:

a) Increasing the appropriation in Fund CBF – North Loop by \$145,600 from current projected fund balance;

b) Increasing the Fund CAD – Tax Increment Administration by \$4,368 from current projected fund balance.

Adopted. Yeas, 13; Nays none.

Passed February 20, 1998. J. Cherryhomes, President of Council.

Approved February 26, 1998. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

Comm Dev & W&M/Budget – Your Committee, having under consideration the final condemnation case remaining (Golden Spike) in the LaSalle Plaza condemnation expenses, now recommends passage of the accompanying resolution increasing the appropriation in Fund CPM, LaSalle Plaza by \$100,000 to cover all legal expenses and to close out the remaining litigation.

Adopted. Yeas, 13; Nays none.

Passed February 20, 1998.

Approved February 26, 1998. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

**RESOLUTION98R-043
By Niland and Campbell**

**Amending The 1998 Minneapolis
Community Development Agency
Appropriation Resolution.**

Resolved by The City Council of The City of Minneapolis:

That the above-entitled resolution, as amended, be further amended by increasing the appropriation in Fund CPM – LaSalle Place by \$100,000 from projected fund balance.

Adopted. Yeas, 13; Nays none.

Passed February 20, 1998. J. Cherryhomes, President of Council.

Approved February 26, 1998. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

Comm Dev & W&M/Budget – Your Committee, having under consideration the 1998

Preliminary Planning Fund, used primarily to fund initial planning and feasibility studies of proposed projects prior to the adoption of a redevelopment plan or project budget, and the request for a supplemental appropriation increase, now recommends passage of the accompanying resolution increasing the appropriation in said Fund by \$498,899 and increasing the revenue estimate in said Fund by \$126,600.

Your Committee further recommends this action be transmitted to the Board of Commissioners of the Minneapolis Community Development Agency.

Adopted. Yeas, 13; Nays none.

Passed February 20, 1998.

Approved February 26, 1998. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

**RESOLUTION98R-044
By Niland and Campbell**

**Amending The 1998 Minneapolis
Community Development Agency
Appropriation Resolution.**

Resolved by The City Council of The City of Minneapolis:

That the above-entitled resolution, as amended, be further amended as follows:

a) Increasing the appropriation in Fund CPP – Preliminary Planning by \$498,899 from available fund balance;

b) Increasing the revenue estimate in Fund CPP – Preliminary Planning by \$126,600 (Source 3455-01).

Adopted. Yeas, 13; Nays none.

Passed February 20, 1998. J. Cherryhomes, President of Council.

Approved February 26, 1998. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

Comm Dev & W&M/Budget – Your Committee, having under consideration the 1998 Preliminary Planning Fund allocations for the Minneapolis Special School District #1, City of Minneapolis and Hennepin County projects, and the request for a supplemental appropriation increase, now recommends passage of the accompanying resolution increasing the 1998 appropriation in said Fund by \$538,000; increasing the revenue estimate in said Fund by

\$538,000; increasing Fund SDA – Development Account by \$137,000; increasing the revenue estimate by \$137,000; and increasing the Fund FNA – Neighborhood Development Account by \$100,000.

Your Committee further recommends this action be transmitted to the Board of Commissioners of the Minneapolis Community Development Agency.

Adopted. Yeas, 13; Nays none.

Passed February 20, 1998.

Approved February 26, 1998. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

RESOLUTION 98R-045
By Niland and Campbell

**Amending The 1998 Minneapolis
Community Development Agency
Appropriation Resolution.**

Resolved by The City Council of The City of Minneapolis:

That the above-entitled resolution, as amended, be further amended as follows:

a) Increasing the appropriation in Fund CPP – Preliminary Planning by \$538,000 and increasing the revenue estimate in Fund CPP – Preliminary Planning by \$538,000 (Source 3455-01 by \$315,000 and Source 3845-01 by \$223,000);

b) Increasing the appropriation in Fund SDA – Development Account by \$137,000 and increasing the revenue estimate in Fund SDA – Development Account by \$137,000 (Source 3455-01); and

c) Increasing the appropriation in Fund FNA – Neighborhood Development Account by \$100,000.

Adopted. Yeas, 13; Nays none.

Passed February 20, 1998. J. Cherryhomes, President of Council.

Approved February 26, 1998. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

Comm Dev & W&M/Budget – Your Committee, having under consideration the action of the Neighborhood Revitalization Program (NRP) Policy Board approving the Lind-Bohanon Neighborhood Action Plan (the Plan), with total NRP expenditures not to exceed

\$1,668,879, as set forth in Petn No 263508, now recommends:

1. That said Plan, and specifically those parts of the Plan which fall under City jurisdiction, be approved;

2. Passage of the accompanying resolution increasing the NRP Program Fund (CNR) by \$808,063;

3. That the Minneapolis Community Development Agency (MCDA) staff be directed to establish dedicated reserve funds for the Plan within Fund CNR and to assign \$455,816 to such reserved funds for future year expenditures on the approved Plan;

4. That the proper City officers be authorized to execute any agreements needed to implement activities set forth in the Plan; and

5. That this action be transmitted to the Board of Commissioners of the Minneapolis Community Development Agency.

Adopted. Yeas, 13; Nays none.

Passed February 20, 1998.

Approved February 26, 1998. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

RESOLUTION 98R-046
By Niland and Campbell

**Amending The 1998 Minneapolis
Community Development Agency
Appropriation Resolution.**

Resolved by The City Council of The City of Minneapolis:

That the above-entitled resolution, as amended, be further amended by increasing Fund CNR-NRP Program by \$808,063 from projected fund balance.

Adopted. Yeas, 13; Nays none.

Passed February 20, 1998. J. Cherryhomes, President of Council.

Approved February 26, 1998. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

Comm Dev & W&M/Budget – Your Committee, having under consideration the action of the Neighborhood Revitalization Program (NRP) Policy Board approving the Sheridan Neighborhood Action Plan (the Plan), with total NRP expenditures not to exceed \$2,034,000, as set forth in Petn No 263508, now recommends:

1. That said Plan, and specifically those parts of the Plan which fall under City jurisdiction, be approved;

2. Passage of the accompanying resolution increasing the NRP Program Fund (CNR) by \$1,091,250;

3. That the Minneapolis Community Development Agency (MCDA) staff be directed to establish dedicated reserve funds for the Plan within Fund CNR and to assign \$942,750 to such reserved funds for future year expenditures on the approved Plan;

4. That the proper City officers be authorized to execute any agreements needed to implement activities set forth in the Plan; and

5. That this action be transmitted to the Board of Commissioners of the Minneapolis Community Development Agency.

Adopted. Yeas, 13; Nays none.

Passed February 20, 1998.

Approved February 26, 1998. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

RESOLUTION 98R-047
By Niland and Campbell

**Amending The 1998 Minneapolis
Community Development Agency
Appropriation Resolution.**

Resolved by The City Council of The City of Minneapolis:

That the above-entitled resolution, as amended, be further amended by increasing Fund CNR-NRP Program by \$1,091,250 from projected fund balance.

Adopted. Yeas, 13; Nays none.

Passed February 20, 1998. J. Cherryhomes, President of Council.

Approved February 26, 1998. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

Comm Dev & W&M/Budget – Your Committee, having under consideration the action of the Neighborhood Revitalization Program (NRP) Policy Board approving the Tangletown Neighborhood Action Plan (the Plan), with total NRP expenditures not to exceed \$1,107,383, as set forth in Petn No 263508, and approving the use of Minneapolis Public Schools “second 7.5%” NRP funds to support improved computer technology at

Washburn High School and a playground at Ramsey Elementary and Middle School as part of said Plan, now recommends:

1. That said Plan, and specifically those parts of the Plan which fall under City jurisdiction, be approved;

2. Approval of the use of \$125,000 of Minneapolis School Board “second 7.5%” NRP funds for said purpose;

3. Passage of the accompanying resolution increasing the NRP Program Fund (CNR) by \$842,365;

4. That the Minneapolis Community Development Agency (MCDA) staff be directed to establish dedicated reserve funds for the Plan within Fund CNR and to assign \$390,018 to such reserved funds for future year expenditures on the approved Plan;

5. That the proper City officers be authorized to execute any agreements needed to implement activities set forth in the Plan; and

6. That this action be transmitted to the Board of Commissioners of the Minneapolis Community Development Agency.

Adopted. Yeas, 13; Nays none.

Passed February 20, 1998.

Approved February 26, 1998. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

RESOLUTION 98R-048
By Niland and Campbell

**Amending The 1998 Minneapolis
Community Development Agency
Appropriation Resolution.**

Resolved by The City Council of The City of Minneapolis:

That the above-entitled resolution, as amended, be further amended by increasing Fund CNR-NRP Program by \$842,365 from projected fund balance.

Adopted. Yeas, 13; Nays none.

Passed February 20, 1998. J. Cherryhomes, President of Council.

Approved February 26, 1998. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

The INTERGOVERNMENTAL RELATIONS
Committee submitted the following reports:

IGR – Your Committee, having under consideration the 1998 legislative policies, positions and recommendations of the Minnesota Workforce Council Association, including:

- a. Funding for the Minnesota Youth Program, including Minneapolis' Summer Youth Employment and Training Program,
- b. Eliminating specific TANF time requirement to qualify for transitional child care assistance,
- c. Providing state matching funds for federal Welfare To Work Program,
- d. Not changing the present Dislocated Worker Program and continuing its full funding.
- e. Funding services for the School To Work Program, and
- f. Funding services for the Workforce Center System, now recommends that the City support the Association's legislative program and assign it a "B" priority. (Petr No 263511)

Adopted. Yeas, 13; Nays, none.

Passed February 20, 1998.

Approved February 26, 1998. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

IGR – Your Committee, having under consideration a bill providing that County commissioners serve as Metropolitan Council Members (HF 2588), now recommends that the City endorse it in concept, with concern for the role of cities in the hierarchy of governmental structure, and assign it an "E" priority. (Petr No 263512)

Adopted. Yeas, 13; Nays, none.

Passed February 20, 1998.

Approved February 26, 1998. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

IGR – Your Committee, having under consideration a bill authorizing state bonds and appropriating money for the North Star Neighborhood Early Learning Center (HF 2752), now recommends that the City support the bill and assign it a "B" priority. (Petr No 263513)

Adopted. Yeas, 13; Nays, none.

Passed February 20, 1998.

Approved February 26, 1998. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

IGR – Your Committee recommends that the City support the judiciary finance funding listed below, as requested by Representative Karen Clark, and assign it a "B" priority:

\$1,500,000 — Restorative Justice;

\$300,000 — Services for Prostituted

Individuals;

\$100,000 — Innovative Court Projects;

\$840,000 — Minneapolis City Attorney's

Office — technology upgrades and staffing; and

\$600,000 — Substance Abuse Intervention

in Neighborhoods (SAIN).

Adopted. Yeas, 13; Nays, none.

Passed February 20, 1998.

Approved February 26, 1998. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

IGR – Your Committee recommends that the City support proposed legislation appropriating \$65,000 for a grant to the City of Minneapolis for kiosks to distribute information on recreational and cultural attractions in the Phillips, Stevens Square, Whittier, Central, Powderhorn, Seward, Loring Park and Cedar Riverside Neighborhoods (HF 1529), and assign it a "B" priority. (Petr No 263509)

Thurber moved to delete from agenda.

Seconded.

Adopted upon voice vote.

ThePUBLIC SAFETY & REGULATORY SERVICES Committee submitted the following reports:

PS&RS – Your Committee, having under consideration the application of Totino's Italian Kitchen Corp, dba Totino's Italian Kitchen, 523 Central Av NE, for an On-Sale Wine Class E with Strong Beer License to expire April 1, 1998, and having held a public hearing thereon, now recommends that said license be granted, subject to final inspection and compliance with all provisions of applicable codes and ordinances.

Adopted. Yeas, 13; Nays none.

Passed February 20, 1998.

Approved February 26, 1998. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

PS&RS – Your Committee recommends granting the following applications for liquor, wine and beer licenses:

Off-Sale Liquor, to expire April 1, 1999

Jimmy Cha Distributors Inc, dba Doms
Drive-In Liquor, 335-37 22nd Av NE;
R H M Inc, dba Gopher Liquor Store, 335
Monroe St;
Chicago Lake Liquor Store Inc, 825 E Lake
St;
Liquor Depot Inc, 1010 Washington Av S;
Mickys Liquor Store Inc, 1100 Plymouth Av;
M G M Wine & Spirits Inc, dba M G M
Liquor Warehouse, 3254 W Lake St;
South Lyndale Liquors Inc, 5300-12 Lyndale
Av S;

**On-Sale Liquor Class A with Sunday
Sales, to expire January 1, 1999**

Radisson Minneapolis Corporation, dba
Radisson Plaza Minneapolis, 35 S 7th St, new
manager/new corporate officer;

**On-Sale Liquor Class A with Sunday
Sales, to expire April 1, 1998**

80 So 8th St Hotel Operations Inc, dba
Vista Marquette Hotel, 701 Nicollet Mall, 3rd
Floor;

**On-Sale Liquor Class A with Sunday
Sales, to expire April 1, 1999**

Walker Art Center, dba Walker Art Center,
725 Vineland Pl, upgrade from Class E with
Sunday Sales;

Minikahda Club, dba Minikahda Club, 3205
Excelsior Blvd;

**On-Sale Liquor Class A with Sunday
Sales, to expire October 1, 1998**

Heaven & Earth Inc, dba Quest, 110 N 5th
St, internal transfer of shares;

**On-Sale Liquor Class B with Sunday
Sales, to expire January 1, 1999**

Murray's Incorporated, dba Murray's, 26 S
6th St, internal transfer of shares;

**On-Sale Liquor Class B with Sunday
Sales, to expire April 1, 1999**

Fourth Street Saloon Inc, dba Fourth Street
Saloon, 326-28 W Broadway;

Bartum's Inc, dba Lone Tree Bar & Grill, 528
Hennepin Av;

Minneapolis Club, 729 2nd Av S;
Sun Saloon Inc, dba Sun Saloon &
Restaurant, 1528 University Av NE;
Stardust Lanes Inc, 2520 26th Av S;
American Legion Post #1 Housing Corp,
dba American Legion Post #1, 2532 25th Av S;
Lake & Hennepin BBQ and Blues Inc, dba
Famous Dave's BBQ & Blues, 3001 Hennepin
Av, G-109;

**On-Sale Liquor Class D with Sunday
Sales, to expire April 1, 1998**

Black Forest Inn Inc, 1 E 26th St, regular
expansion of premises;

**On-Sale Liquor Class D with Sunday
Sales, to expire July 1, 1998**

Labonne Table Inc, dba New French Cafe,
128 N 4th St, new manager/internal transfer of
shares;

**On-Sale Liquor Class E with Sunday
Sales, to expire April 1, 1999**

Fransen Inc, dba Gluek Brewing Co, 16 N
6th St;

Dan Kelly's Corporation, dba Dan Kelly's
Bar & Grill, 212 S 7th St;

Brinda Investments Inc, dba Tugg's on the
River, 219 Main St SE;

Rimarcik, John V, dba Monte Carlo, 219 3rd
Av N;

Apple American Ltd Partnership of MN, dba
Applebee's Neighborhood Grill & Bar, 3200 W
Lake St;

Temporary On-Sale Liquor

Minnesota Public Radio, 45 E 7th St,
St Paul at Hyatt Regency on 2/27/98 from 3 to 9
p.m.; 2/28/98 from 10 a.m. to 6 p.m.; and 3/1/98
from 11 a.m. to 6 p.m.

**On-Sale Wine Class E with Strong Beer,
to expire April 1, 1999**

Russell-Harris Enterprises Inc, dba Annies
Parlour, 313 14th Av SE;

Global Bag Ltd, dba B-W 3 Dinkytown, 412
14th Av SE;

It's Greek to Me Inc, 624-26 W Lake St;

Manning's Cafe Inc, 2200 Como Av;

Christos Inc, dba Christos, 2632 Nicollet Av;

D & D of Minnesota Inc, dba Famous Dave's
BBQ Shack, 4264 Upton Av S;

Great Wall Incorporated, dba Great Wall
Chinese Restaurant, 4501-15 France Av S;

**On-Sale Beer Class E, to expire April 1,
1998**

Jo-Chek Inc, dba Casey's Bar, 3510 Nicollet
Av, change in ownership.

Adopted. Yeas, 13; Nays none.

Passed February 20, 1998.

Approved February 26, 1998. S. Sayles
Belton, Mayor.

Attest: M. Keefe, City Clerk.

PS&RS – Your Committee recommends
granting the following applications for business
licenses as per list on file and of record in the
Office of the City Clerk under date of February

20, 1998, subject to final inspection and compliance with all provisions of the applicable codes and ordinances (Petr No 263517):

Building Contractor Class A; Building Contractor Class B; Cement Finisher; Dry Cleaner – Nonflammable; Food & Drink – Boarding House; Confectionery; Grocery; Milk Delivery Vehicles; Milk Delivery Vehicle & Grocery; Milk Distributor; Place of Entertainment; Restaurant; Vending Machines; Hotel; Lodging with Boarding House; Motor Vehicle Servicing Class A (Towing); Motor Vehicle Servicing Class B (Towing); Motor Vehicle Servicing Class C (Towing); Pawnbroker Class A; Peddler – Special Religious; Pet Shop; Plasterer; Plumber; Second-Hand Goods Dealer; Suntanning Facilities; Taxicab – Neighborhood Rideshare; Taxicab Vehicle; Tobacco Dealers; Tradesman-Combination; Tree Servicing; Wrecker of Buildings – Class A.

Adopted. Yeas, 13; Nays none.

Passed February 20, 1998.

Approved February 26, 1998. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

PS&RS – Your Committee recommends granting the following applications for gambling licenses, subject to final inspection and compliance with all provisions of the applicable codes and ordinances:

Gambling-Lawful Class A, to expire

April 1, 1998

Italian American Club Foundation, 2221 Central Av NE;

Gambling-Lawful Class B, to expire

April 1, 1998

Lions Club of Northeast Minneapolis, 2338 Central Av NE, for one-day off-site raffle on March 11, 1998 at Jax Cafe, 1928 University Av NE;

Italian American Club Foundation Inc, 2221 Central Av NE, at Moose Monroe Inc, 356 Monroe;

Italian American Club Foundation Inc, 2221 Central Av NE, at Legends Cafe, 825 E Hennepin;

Gambling Lawful Exempt

St Clement Church, 911 24th Av NE, for bingo, raffle and pulltabs on May 17, 1998;

St Clement Church, 911 24th Av NE, for bingo on November 15, 1998;

St Clement Church, 911 24th Av NE, for bingo on April 5, 1998;

Church of The Holy Cross, 1621 University Av NE, for bingo and pulltabs on March 29, 1998 at Kolbe Center, 1630 4th St NE;

Alpha Kappa Psi, 1116 SE 4th St, for raffle on May 30, 1998;

Church of Holy Rosary Holy Name Soc, 2424 18th Av S, for raffle and pulltabs on April 5, 1998.

Adopted. Yeas, 13; Nays none.

Passed February 20, 1998.

Approved February 26, 1998. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

PS&RS – Your Committee, having under consideration the Taxicab Driver's License held by Lowell David Nelson, 3953 12th Av S, and having been notified by ABC Taxi that the licensee drove taxi for GK Cab Inc on five separate dates after his provisional taxicab driver's license was expired, and having received notification that the licensee has agreed to forgo a Technical Advisory Committee (TAC) hearing thereon and to stipulate that the Findings of Fact, Conclusions and Recommendations are true and correct, now recommends adoption of the following recommendations, as more fully set forth in said Findings, which are on file in the Office of the City Clerk and made a part of this report by reference:

a. That the licensee pay a fine of \$200 to the City of Minneapolis, with \$100 being stayed for a period of one year, provided there are no same or similar offenses;

b. That a copy of the TAC Agreement be forwarded to ABC Taxi for possible other sanctions by the company; and

c. That the licensee take prudent measures to ensure that this violation will not occur again.

Adopted. Yeas, 13; Nays none.

Passed February 20, 1998.

Approved February 26, 1998. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

PS&RS – Your Committee, having under consideration the Class B with Sunday Sales Liquor License held by the Fraternal Order of Eagles Aerie #34, 2507 E 25th St, and having received Findings of Fact, Conclusions and Recommendations arising from a Technical Advisory Committee (TAC) hearing thereon relating to operation of an illegal raffle, now recommends adoption of the following

recommendations, as more fully set forth in said Findings, which are on file in the Office of the City Clerk and made a part of this report by reference:

a. That said liquor license be suspended for ten days, but that nine days be stayed for one year from the effective date of this action;

b. That a one-day suspension be served at the direction of the Minneapolis Police License Division;

c. That the licensee pay a fine of \$1,165; and

d. That no same or similar violations occur at the premises for one year.

Adopted. Yeas, 13; Nays none.

Passed February 20, 1998.

Approved February 26, 1998. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

PS&RS – Your Committee recommends that the proper City Officers be authorized to execute a contract with the Minneapolis Public Schools, in the amount of \$61,000, to provide staff services in the area of school health planning to work on the restructuring of school health services, for the period January 1 through December 31, 1998, payable from Health Agencies (030-440-4413) for \$3,000 and (010-440-4413) for \$58,000.

Adopted. Yeas, 13; Nays none.

Passed February 20, 1998.

Approved February 26, 1998. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

(Republished March 14, 1998)

PS&RS – Your Committee recommends that the proper City Officers be authorized to execute a contract with Joanne Mooney, in the amount of \$35,000, to provide staff services in the area of school health planning to provide oversight and direction for services offered by community health care providers, Minneapolis Public Schools' Health Related Services staff and programs through the Welcome Center for newly enrolling students, for the period January 1 through December 31, 1998, payable from Health (060-440-4413).

Adopted. Yeas, 13; Nays none.

Passed February 20, 1998.

Approved February 26, 1998. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

PS&RS – Your Committee recommends that the proper City Officers be authorized to issue Request for Proposals for services to conduct two child health surveys during the period June 1 through December 31, 1998, encompassing children between the ages of birth to six years old, as the first stage of a project to assess the health status of Minneapolis children under the age of 18.

Adopted. Yeas, 13; Nays none.

Passed February 20, 1998.

Approved February 20, 1998. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

(Published February 24, 1998)

PS&RS – Your Committee recommends that the proper City Officers be authorized to renew the lease for covert office space for the Police Department Special Investigations Division through December 1998, at a rate of \$1,300 per month, payable from Task Force grant funds.

Adopted. Yeas, 13; Nays none.

Passed February 20, 1998.

Approved February 26, 1998. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

PS&RS – Your Committee, having under consideration appointments to the Minneapolis Advisory Committee on People with Disabilities, now recommends:

a) Concurrence with the Mayor in her recommendation to reappoint the following individuals for terms to expire on December 31, 1999:

Denise Andrews, 2414 Ilion Av N;
Margot Imdieke Cross, 528 19th Av S;
James Hanson, 2015 Upton Av S;
Sue Lasoff, 2858 Kenwood Isles Dr;
Lee Perish, 720 20th Av S #1;
Eric Peterson, 4440 Beard Av S #318;
Cheryl Rossi, 2121 S 9th St #217;

b) Concurrence with the Mayor in her recommendation to appoint the following individuals to fill the unexpired terms of Shelley Proulx, Linda Walford and Marquerite Wentworth, to expire December 31, 1998:

Loren Faibisch, 1117 Marquette Av #1009;
Douglas Friauf, 2329 S 9th St #115;
Lolly Lijewski, 1225 LaSalle Av S #704.

Adopted. Yeas, 13; Nays none.
Passed February 20, 1998.
Approved February 26, 1998. S. Sayles
Belton, Mayor.
Attest: M. Keefe, City Clerk.

The **PUBLIC SAFETY & REGULATORY SERVICES and WAYS & MEANS/BUDGET** Committees submitted the following report:

PS&RS & W&M/Budget – Your Committee recommends that the proper City Officers be authorized to accept federal anti-drug grant funds from the Minnesota Department of Children, Families and Learning, Office of Drug Policy, in the amount of \$352,000, to provide funds for the continuation of the Multi-jurisdictional Narcotics Enforcement Task Force for the period January 1 through December 31, 1998.

Your Committee further recommends that the proper City Officers be authorized to execute a grant contract with the State of Minnesota and a Drug Enforcement Task Force Agreement with the Hennepin County Sheriff's Department.

Adopted. Yeas, 13; Nays none.
Passed February 20, 1998.
Approved February 26, 1998. S. Sayles
Belton, Mayor.
Attest: M. Keefe, City Clerk.

The **TRANSPORTATION & PUBLIC WORKS** Committee submitted the following reports:

T&PW – Your Committee recommends passage of the accompanying Resolution adopting the assessments, levying the assessments and adopting the assessment roll for the unpaid charges for the cleanup of the areas around the Solid Waste Collection Points on the list of properties set forth in Petn No 263523.

RESOLUTION 98R-049

By Mead

Adopting the assessments, levying the assessments and adopting the assessment roll for the unpaid charges for the cleanups of the areas around the Solid Waste Collection Points on the list of properties set forth in Petn No 263523.

Whereas, a public hearing was held on February 12, 1998 in accordance with Sections 225.660 and 225.690 of the Minneapolis Code of Ordinances to consider the proposed assessments as shown on the proposed assessment roll on file in the Office of the City Clerk and to consider all written and oral objections and statements regarding this matter;

Now, Therefore, Be It Resolved by The City Council of The City of Minneapolis:

That the following proposed assessments be waived:

- a) 5728 43rd Av S (PID #19-028-23-14-0126), \$127.05; and
- b) 2815 14th Av S (PID #35-029-24-43-0072), \$26.25.

That the proposed assessments against the affected properties on the list dated January 21, 1998 set forth in Petn No 263523 in the total amount of \$8,262.14 and as shown on the proposed assessment roll on file in the Office of the City Clerk be and hereby is revised to \$8,108.84 and are adopted and levied.

Be It Further Resolved that the revised assessments in the amount of \$8,108.84 be collected in one (1) installment on the 1999 real estate tax statements with interest charged at the same rate as assessment bonds are sold for in 1998.

Be It Further Resolved that the assessment roll as prepared by the City Engineer be and hereby is revised to \$8,108.84 and adopted as revised herein and that the City Clerk is hereby directed to transmit a certified copy of said revised assessment roll to the Hennepin County Auditor.

Adopted. Yeas, 13; Nays none.
Passed February 20, 1998. J. Cherryhomes,
President of Council.

Approved February 26, 1998. S. Sayles
Belton, Mayor.

Attest: M. Keefe, City Clerk.

T&PW – Your Committee, having under consideration the Nicollet Avenue Streetscape Project and a request for amendment of the City's construction contracts, now recommends that the proper City officers be authorized to execute the following changes to the City's contract with Thomas & Sons Construction, Inc:

- a) Approve Supplemental Agreements 1 through 9 for Contract #10716 providing for the additional work needed to complete the project; and

b) Increasing Contract #10716 by \$178,500, for a new contract total of \$1,943,153.84, to fund the additional work for the project, payable from existing appropriations.

Adopted. Yeas, 13; Nays none.

Passed February 20, 1998.

Approved February 26, 1998. S. Sayles
Belton, Mayor.

Attest: M. Keefe, City Clerk.

T&PW – Your Committee, having under consideration the reconstruction of University Avenue from 27th Avenue NE to 36th Avenue NE (Project S.P. 2726-61 – T.H. 47, Contract #2), now recommends that the proper City officers be directed to execute Construction Cooperative Agreements #77171 and #77191 with the Minnesota Department of Transportation (MnDOT) to include the following terms:

a) Agreement #77171, providing for the City to make two payments to MnDOT in the amounts of \$195,558 and \$113,381. The total of these two payments, \$308,939, will be recovered from State Bridge Bonds (\$159,504), Municipal State Aid (MSA) (\$113,381) and Net Debt Bonds (\$36,054).

b) Agreement #77191, providing that the City will pay MnDOT \$14,256 towards a signal, which amount will be recovered from MSA moneys. Further, MnDOT under this agreement will pay the City, by a separate check, the amount of \$15,300 for traffic control devices (materials) to be provided by the City

Adopted. Yeas, 13; Nays none.

Passed February 20, 1998.

Approved February 20, 1998. S. Sayles
Belton, Mayor.

Attest: M. Keefe, City Clerk.

(Published February 24, 1998)

T&PW – Your Committee, having under consideration purchase of land for the Flood Mitigation Program and having received notification from the Minneapolis Community Development Agency (MCDA) that they have negotiated a purchase arrangement for property at 6000 Stevens Avenue South, now recommends the following:

1. That the City approve the purchase of 6000 Stevens Av S for the amount of \$82,000;

2. That the proper City officers be authorized to sign a Purchase Agreement for the property and all other necessary documents for the purchase; and

3. That the proper City officers be authorized to pay relevant expenses, including relocation costs, as agreed to in the previously approved Memorandum of Understanding between MCDA and Public Works Department, payable from the Sewer Construction-Capital Agency (730-932-9322).

Adopted. Yeas, 13; Nays none.

Passed February 20, 1998.

Approved February 20, 1998. S. Sayles
Belton, Mayor.

Attest: M. Keefe, City Clerk.

(Published February 24, 1998, republished
March 14, 1998)

T&PW – Your Committee, having under consideration ongoing discussion with the Minnesota Department of Revenue regarding the collection of Solid Waste Management Tax on City utility bills, now recommends that the proper City officers be authorized to execute a Consent to Extend the Period for Assessment of Sales and Use Tax, a waiver which will allow the City to wait for a legislative decision on how the tax amount will be determined. Authorization to execute said consent is subject to concurrence of the City Attorney.

Adopted. Yeas, 13; Nays none.

Passed February 20, 1998.

Approved February 26, 1998. S. Sayles
Belton, Mayor.

Attest: M. Keefe, City Clerk.

T&PW – Your Committee recommends that the proper City officers be authorized to enter into a contract with the Metropolitan Airports Commission (MAC) regarding the temporary extension of Runway 12R/30L as part of the Runway 4/22 permanent extension project. (Petn No 263522).

Adopted. Yeas, 12; Nays, 1 as follows:

Yeas – Herron, Mead, Minn, McDonald, Johnson, Thurber, Ostrow, Campbell, Biernat, Niland, Goodman, Cherryhomes.

Nays – Colvin Roy.

Passed February 20, 1998.

Approved February 26, 1998. S. Sayles
Belton, Mayor.

Attest: M. Keefe, City Clerk.

T&PW – Your Committee recommends that the subject matter of which Council Committee will have jurisdiction of airport related issues be

referred to the City Council meeting of February 20, 1998, with the intent that the Council resolve itself into a Committee of the Whole for the purpose of discussing said matter.

Mead moved that the report be postponed.
Seconded.

Adopted upon a voice vote.

The TRANSPORTATION & PUBLIC WORKS and WAYS & MEANS/BUDGET

Committees submitted the following reports:

T&PW & W&M/Budget – Your Committee recommends acceptance of the following bids in accordance with City specifications (Petn No 263526):

a) OP #4781, low bid submitted by Prospect Drilling and Sawing, Inc., in the amount of \$4,250, for cutting, removal and disposal of two baffle walls for the Public Works Water Department;

b) OP #4786, low bid of Tri-State Drilling, Inc., in the amount of \$44,850, for furnishing all labor, materials, equipment and incidentals necessary to install a 16 inch de-watering well at East 29th Street and 19th Avenue South;

c) OP #4769, only bid of Hawkins Chemical, Inc., for an estimated expenditure of \$50,000, for furnishing and delivering anhydrous ammonia for the Water Department from the period of approximately March 1, 1998 through February 28, 1999; and

d) OP #4782, only bid of Sutphen Corporation, in the amount of \$603,761.26, for furnishing and delivering a 95 foot Aerial Pumper Platform Fire Truck to the Public Works Equipment Services Division.

Your Committee further recommends that the proper City officers be authorized to execute contracts for the above projects or services, in accordance with City specifications.

Adopted. Yeas, 13; Nays none.

Passed February 20, 1998.

Approved February 26, 1998. S. Sayles
Belton, Mayor.

Attest: M. Keefe, City Clerk.

T&PW & W&M/Budget – Your Committee, having under consideration a report passed March 3, 1997 authorizing acceptance of the bid of Duncan Industries for furnishing and delivering double parking meter adapters to the Public Works Transportation Division (OP #4537), now

recommends that said report be amended by increasing the bid from \$41,790 to \$44,775 so that the City can be provided with an additional 1,500 meter adapters.

Adopted. Yeas, 13; Nays none.

Passed February 20, 1998.

Approved February 26, 1998. S. Sayles
Belton, Mayor.

Attest: M. Keefe, City Clerk.

T&PW & W&M/Budget – Your Committee, having under consideration an upgrade project for Minneapolis Water Works Pump Stations #4 and #5, now recommends approval to increase the existing engineering services contract with Orr-Schelen-Myeron and Associates, Inc. by \$7,517, for a new contract total of \$31,876, and to amend the contract scope to include the additional required services. Said contract is payable from the Water-Capital Agency (410-950-9215).

Adopted. Yeas, 13; Nays none.

Passed February 20, 1998.

Approved February 26, 1998. S. Sayles
Belton, Mayor.

Attest: M. Keefe, City Clerk.

T&PW & W&M/Budget – Your Committee recommends that the proper City officers be authorized to execute Agreement #77192 with the Minnesota Department of Transportation (MnDOT) regarding City participation in traffic signal needs for the University Avenue NE Bridge and Roadway Replacement Project, at a cost to be reimbursed by MnDOT.

Your Committee further recommends passage of the accompanying resolution increasing the appropriation for the Transportation-Capital Agency by \$16,835.04 for the cost of the signal work.

Adopted. Yeas, 13; Nays none.

Passed February 20, 1998.

Approved February 20, 1998. S. Sayles
Belton, Mayor.

Attest: M. Keefe, City Clerk.

(Published February 24, 1998)

**RESOLUTION 98R-050
By Mead and Campbell**

**Amending The 1998 Capital
Improvement Appropriation Resolution.**

Resolved by The City Council of The City of Minneapolis:

That the above-entitled resolution, as amended, be further amended by increasing the appropriation for the PW – Transportation Capital Agency in the Permanent Improvement Projects Fund (410-943-9440) by \$16,835.04 for the installation of traffic signals for the University Av NE Bridge and Roadway Replacement Project, to be reimbursed by the Minnesota Department of Transportation.

Adopted. Yeas, 13; Nays none.

Passed February 20, 1998. J. Cherryhomes, President of Council.

Approved February 20, 1998. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

(Published February 24, 1998)

T&PW & W&M/Budget – Your Committee, having under consideration current contracts for street sweeping and impound towing services for the City of Minneapolis, and having verified that Demko Towing, Inc and Wreckers Services, Inc (WSI) are in violation of contract stipulations requiring certification of tow truck operators and also requiring availability of nine tow trucks per zone during a declared snow emergency, now recommends:

T&PW – That the matter be sent forward without recommendation.

W&M/Budget – That the City eliminate towing by WSI in Zone 1 and by Demko in Zone 2 and that other existing contractors be assigned Zones 1 and 2, at an amount not to exceed \$35 per tow.

Your Committee further recommends that WSI retain their towing contract for District A and Zone 3 and that Demko retain their towing contract for District B and Zone 5.

Your Committee further recommends that the proper City officers be authorized to amend existing contracts with WSI, Demko, Shorty's and Chief's, as required, to reflect the intent of the above-recommended action.

Your Committee further clarifies that the City desires a good working relationship with its contractors and that passage of this action shall be considered a warning to those companies in non-compliance that the City will not accept repeat violations in the future.

Mead moved to amend the report to approve the Ways & Means/Budget recommendation and to delete the recommendation of the

Transportation & Public Works Committee. Seconded.

Adopted by unanimous consent.

Minn moved to amend the report, as amended, by deleting the following paragraph:

"Your Committee further recommends that the proper City officers be authorized to amend existing contracts with WSI, Demko, Shorty's and Chief's, as required, to reflect the intent of the above-recommended action.", and inserting in lieu thereof the following paragraph:

"Your Committee further recommends that the proper City officers be authorized to amend existing contracts with WSI, Demko, Shorty's and Chief's, as recommended, providing staff with the discretion to either negotiate or seek bids as they see fit."

Seconded.

Adopted upon a voice vote.

The report, as amended, was adopted.

Yeas, 13; Nays none.

Passed February 20, 1998.

Approved February 26, 1998. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

The **WAYS & MEANS/BUDGET** Committee submitted the following reports:

W&M/Budget – Your Committee, having under consideration a request for defense and indemnification of ex-police officer, Anthony Barragan, in the matter of *Drain vs. Barragan and the City of Minneapolis*, and having received Findings of Fact, Conclusions and Recommendations relating to said matter, now recommends approval of the Recommendation to deny defense and indemnification to Anthony Barragan, as more fully set forth in said Findings, on file in the office of the City Clerk and made a part of this report by reference.

Adopted. Yeas, 13; Nays none.

Passed February 20, 1998.

Approved February 26, 1998. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

W&M/Budget – Your Committee recommends that the proper City officers be authorized to execute an interim contract with Comprehensive Managed Care to continue to provide current services through July 31, 1998, in an amount not to exceed \$95,000, to be payable from Workers Compensation Agency in

the Self Insurance Fund, with \$87,500 to be payable from 690-145-1451 and \$7,500 to be payable from 690-145-1454.

Adopted. Yeas, 13; Nays none.

Passed February 20, 1998.

Approved February 26, 1998. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

W&M/Budget – Your Committee recommends that the lawsuits filed against the City by the following individuals be settled and be payable as follows:

a) James Horace and Paul T. Eidsness, his attorney, \$31,666.66 (690-150-1500-4000); and

b) Randall D. B. Tigue, \$2,595.87 (690-150-1500-8350).

Adopted. Yeas, 13; Nays none.

Passed February 20, 1998.

Approved February 26, 1998. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

W&M/Budget – Your Committee recommends that the proper City officers be authorized to execute Amendment #2 to Contract #11178 with Minnesota Citizens Council on Crime and Justice, to provide information to prosecutors handling cases requiring victim/witness assistance, to extend said contract for an additional three months, through May 29, 1998, at a monthly rate of \$15,333, for a contract increase of \$45,999 and a new contract total of \$229,995, payable from the Attorney Agency in the General Fund (010-140-1410).

Adopted. Yeas, 13; Nays none.

Passed February 20, 1998.

Approved February 26, 1998. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

W&M/Budget – Your Committee recommends that the proper City officers be authorized to submit a grant application to the Minnesota Department of Corrections, Victim Services Unit, for funding to implement the State Violence Against Women Act Training Project which would provide training for prosecutors of domestic violence, selected police officers and domestic abuse advocates, for an estimated amount of \$150,000, to be funded over a two-year period.

Adopted. Yeas, 13; Nays none.

Passed February 20, 1998.

Approved February 26, 1998. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

W&M/Budget – Your Committee, having under consideration Central Weed & Seed funding currently in the City's Non-Departmental Agency budget, now recommends approval to transfer \$35,500 from the 1997 Federal Weed & Seed Grant and \$6,500 from the 1997-1999 Minnesota Weed & Seed (Year 1) Grant into various City departments to implement project components relating to youth employment, Central Park expansion activities, Central Park gymnasium activities and Clean Sweep activities in the Central neighborhood.

Your Committee further recommends passage of the accompanying Resolutions:

a) Transferring 1997 Federal Weed & Seed funds; and

b) Transferring 1997-1999 Minnesota Weed & Seed funds.

Adopted. Yeas, 13; Nays none.

Passed February 20, 1998.

Approved February 26, 1998. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

RESOLUTION 98R-051 By Campbell

Amending The 1998 General Appropriation Resolution.

Resolved by The City Council of The City of Minneapolis:

That the above-entitled resolution, as amended, be further amended by:

a) decreasing the Non-Departmental Agency in the Federal Grants Fund (030-123-1230) by \$35,500;

b) increasing the appropriation for the Interfund Transfers Agency in the Federal Grants Fund (030-127-1270) by \$35,500; and

c) increasing the appropriation for the Neighborhood Services Agency in the Grants – Federal Fund (030-860-8600) by \$13,000.

Adopted. Yeas, 13; Nays none.

Passed February 20, 1998. J. Cherryhomes, President of Council.

Approved February 26, 1998. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

(Republished April 4, 1998)

RESOLUTION 98R-052

By Campbell

Amending The 1998 General Appropriation Resolution.

Resolved by The City Council of The City of Minneapolis:

That the above-entitled resolution, as amended, be further amended by:

a) decreasing the appropriation for the Non-Departmental Agency in the Grants – Other Fund (060-123-1230) by \$6,500; and

b) increasing the appropriation for the Interfund Transfers Agency in the Grants – Other Fund (060-127-1270) by \$6,500 for a transfer to the Permanent Improvement – Park Fund (430).

Adopted. Yeas, 13; Nays none.

Passed February 20, 1998. J. Cherryhomes, President of Council.

Approved February 26, 1998. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

W&M/Budget – Your Committee, having under consideration payment of the City's semi-annual assessment to the State of Minnesota Department of Labor and Industry, Special Compensation Fund, now recommends that the proper City officers be authorized to provide said payment (which is based on a percentage of the Workers Compensation indemnity payments made by the City during the period from July 1, 1997 through December 31, 1997), in the amount of \$270,644.34, pursuant to Minnesota Statutes, Section 176.129, and as more fully set forth in Petn No 263539.

Adopted. Yeas, 13; Nays none.

Passed February 20, 1998.

Approved February 20, 1998. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

(Published February 24, 1998).

W&M/Budget – Your Committee, having under consideration a request for authorization to purchase training videos used as a basis for workshops on diversity, now recommends that the proper City officers be authorized to negotiate and execute a copyright agreement with Stir Fry Seminars that would permit the City to purchase and use said training videos, in the amount of \$850, payable from the Human Resources Agency in the General Fund (010-815-8156).

Adopted. Yeas, 13; Nays none.

Passed February 20, 1998.

Approved February 26, 1998. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

W&M/Budget – Your Committee recommends passage of the accompanying amendment to the **Salary Ordinance**, establishing the salary for the upgraded position of Manager, Internal Services, based on studies conducted by the Department of Human Resources.

ORDINANCE 98-Or-007

By Campbell

1st & 2nd Readings: 2/20/98

Amending Title 2, Chapter 20 of the Minneapolis Code of Ordinances relating to Administration: Personnel.

The City Council of The City of Minneapolis do ordain as follows:

Section 1. That the following classifications in Section 20.10.01 of the above-entitled ordinance be amended to make the following changes: (Bi-Weekly Rates)

**Non-Represented (NREP),
Effective January 15, 1998**

FLSA	OTC	CLASSIFICATION	1st Step	2nd Step	3rd Step	4th Step	5th Step	6th Step	7th Step
ADD:									
E	4	Manager, Internal Services	\$1776	1865	1958	2056	2159	2267	2380

Adopted. Yeas, 13; Nays none.
Passed February 20, 1998. J. Cherryhomes, President of Council.
Approved February 26, 1998. S. Sayles Belton, Mayor.
Attest: M. Keefe, City Clerk.

W&M/Budget – Your Committee, having under consideration the dissolution of the People of Phillips (POP) organization, now recommends approval for the City Coordinator to establish an Inter-jurisdictional Team to review current POP contracts, to evaluate possibilities for recovering associated costs and to review existing processes relating to administrative contracts, said team to consist of the following members:

- a) Finance Director;
- b) Neighborhood Revitalization Program (NRP) Director;
- c) City Attorney, or his designee;
- d) Minneapolis Community Development Agency (MCDA) representatives; and
- e) Other parties involved in contracts with POP, as deemed appropriate by the City Coordinator.

Adopted. Yeas, 13; Nays none.
Passed February 20, 1998.
Approved February 26, 1998. S. Sayles Belton, Mayor.
Attest: M. Keefe, City Clerk.

W&M/Budget – Your Committee recommends that the proper City officers be authorized to submit a grant application to the United States Department of Labor for Welfare-to-Work discretionary funds, in the amount of \$2,000,000.

Adopted. Yeas, 13; Nays none.
Passed February 20, 1998.
Approved February 26, 1998. S. Sayles Belton, Mayor.
Attest: M. Keefe, City Clerk.

W&M/Budget – Your Committee, having under consideration the Council action of January 23, 1998 relating to the McKnight Foundation Welfare-to-Work Grant, now recommends rescinding that portion of said action authorizing issuance of Fund Availability Notice (FAN) #03-4 to Powderhorn Phillips Wellness Center, under Master Contract #12206, in the amount of \$76,000.

Your Committee further recommends that the proper City officers be authorized to issue the following FANs to Powderhorn Phillips Wellness Center (PPWC) and University of Minnesota Extension Services – Hennepin (UMES-H):

Fund	Agency	Master Contract #	Purpose	Period	Amount	FAN #
060-860-8605	PPWC	12206	McKnight Welfare	1/1/98-12/31/98	\$26,000	03-4
060-860-8605	PPWC	12206	McKnight Welfare	1/1/98-12/31/98	\$25,000	03-5
			Leadership			
			Development			
060-860-8605	PPWC	12206	CRP Leadership	1/1/98-12/31/98	\$76,000	Z0-1
060-860-8605	UMES-H	12203	McKnight Welfare	1/1/98-12/31/98	\$ 6,139	03-3a

Adopted. Yeas, 13; Nays none.
 Passed February 20, 1998.
 Approved February 26, 1998. S. Sayles Belton, Mayor.
 Attest: M. Keefe, City Clerk.

W&M/Budget – Your Committee recommends acceptance of Juvenile Justice, Title V, grant funds from the State of Minnesota, Grant #90386, in the amount of \$30,000.

Your Committee further recommends that the proper City officers be authorized to issue the following Fund Availability Notice (FAN) to the Minneapolis Urban League (MUL), in the amount of \$28,500:

Fund	Agency	Master Contract #	Purpose	Period	Amount	FAN #
060-860-8605	MUL	10001	CurfewTruancy Center Operation	1/1/98-12/31/98	\$28,500	Z1-1

Your Committee further recommends passage of the accompanying resolution increasing the Neighborhood Services Agency appropriation by \$30,000.

Adopted. Yeas, 13; Nays none.
 Passed February 20, 1998.
 Approved February 26, 1998. S. Sayles Belton, Mayor.
 Attest: M. Keefe, City Clerk.

**RESOLUTION98R-053
 By Campbell**

Amending The 1998 General Appropriation Resolution.

Resolved by The City Council of The City of Minneapolis:

That the above-entitled resolution, as amended, be further amended by increasing the appropriation for the Neighborhood Services Agency in the Grants-Other Fund (060-860-8605) by \$30,000 and increasing the Neighborhood Services revenue estimate in the Grants-Other Fund (060-860-8605-Source 3215) by \$30,000.

Adopted. Yeas, 13; Nays none.
 Passed February 20, 1998. J. Cherryhomes, President of Council.
 Approved February 26, 1998. S. Sayles Belton, Mayor.
 Attest: M. Keefe, City Clerk.

W&M/Budget – Your Committee, having under consideration Minnesota City Grant funds, in the amount of \$175,000, and having accepted and appropriated said funds in September, 1997, now recommends that the proper City officers be authorized to issue the following Fund Availability Notice (FAN) to the Minneapolis Urban League (MUL), in the amount of \$166,250:

Fund	Agency	Master Contract #	Purpose	Period	Amount	FAN #
060-860-8605	MUL	10001	CurfewTruancy Center Operation	7/1/97-6/30/98	\$166,250	46-1

Adopted. Yeas, 13; Nays none.
 Passed February 20, 1998.
 Approved February 26, 1998. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

W&M/Budget – Your Committee recommends that the proper City officers be authorized to submit the following four grant applications to the Legislative Commission on Minnesota Resources (LCMR):

a) University of Minnesota/Mississippi East Bank Riverfront Master Plan, in the amount of \$170,000, with match of \$15,000 from the University of Minnesota and \$15,000 from the Neighborhood Revitalization Program (NRP);

b) Wirth Park Beach and Picnic Facilities Renovation, in the amount of \$400,000, with match of \$90,000 from NRP;

c) Lower Minnehaha Creek Gorge Boardwalk and Stairway Stabilization, in the amount of \$570,000, with match of \$50,000 from NRP; and

d) Near North Greenspace Development, in the amount of \$4,000,000, with match of \$2,100,000 from Hennepin County.

Adopted. Yeas, 13; Nays none.

Passed February 20, 1998.

Approved February 26, 1998. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

The **ZONING & PLANNING** Committee submitted the following reports:

Z&P – Your Committee, to whom was referred an ordinance amending Title 20, Chapter 525 of the Minneapolis Code of Ordinances relating to **Zoning Code: Administration and Enforcement**, repealing Section 525.300 relating to maximum review period for zoning amendments and providing for 12 month limit, now recommends that said ordinance be given its second reading for amendment and passage.

Your Committee further recommends that the related staff findings set forth in Petn No 263545 be adopted.

Adopted. Yeas, 13; Nays, none.

Passed February 20, 1998.

Approved February 26, 1998. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

ORDINANCE 98-Or-008

By McDonald

Intro & 1st Reading: 12/12/97

Ref to: Z&P

2nd Reading: 2/20/98

Amending Title 20, Chapter 525 of the Minneapolis Code of Ordinances relating to Zoning Code: Administration and Enforcement.

The City Council of The City of Minneapolis do ordain as follows:

Section 1. That Section 525.300 of the above-entitled ordinance be and is hereby repealed.

Adopted. Yeas, 13; Nays, none.

Passed February 20, 1998. J. Cherryhomes, President of Council.

Approved February 26, 1998. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

Z&P – Your Committee, having under consideration the SouthEast Minneapolis Industrial (SEMI) Area, now recommends that the Council take the following actions (Petr No 263545):

1. Order development of an Alternative Urban Areawide Review (AUAR) for the area bounded on the east by Highway 280, on the south by University Av SE, on the west by 15th Av SE, and on the north from 15th Av SE, east on Rollins Av SE to 17th Av SE, south to Elm St SE, east on Elm St (projected) to the Burlington Northern/Santa Fe Railroad mainline, then southeast along the main line to Highway 280.

2. State that the Bridal Veil Southeast Industrial Park report describes the anticipated nature, location and intensity of residential, commercial, warehousing, and light industrial development and associated infrastructure within said boundaries, with the possible exception of the East-West Roadway alignment.

3. Define the development scenarios for the SEMI AUAR as follows:

a. Base case: Assumes no change of zoning or of the City's comprehensive plan (the current version of which is the Minneapolis Plan for the 1980's) in order to measure incremental impacts of the other scenarios;

b. Most likely case: Based on the City's comprehensive plan and the Bridal Veil Southeast Industrial Park report (or the revised version of the report if it is adopted by the City Council prior to the Council's adoption of the final AUAR); and

c. Maximum development case: Begins with

the most likely case and increases the impacts by some reasonable factors in order to study the potentials of greater than expected impacts.

Adopted. Yeas, 13; Nays, none.

Passed February 20, 1998.

Approved February 26, 1998. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

Z&P – Your Committee, having under consideration the petition of Windom Park Citizens In Action for an Environmental Assessment Worksheet (EAW) of the Interplastic Corporation Storage Tank Upgrade Project at 2105 Broadway St NE, now determines:

1. That the Findings of Fact and Record of Decision on the Need for an EAW for the Project, as set forth in Petition No 263544 (the Findings), and related documentation were prepared in compliance with the procedures of the Minnesota Environmental Policy Act and Minn. Rules, Parts 4410.1000 to 4410.1700 (1993);

2. That said Findings be amended as follows:

a. That Finding 2 on page 6 be amended to read as follows: Based on the information available at this time, the project activities are not expected to result in harmful effects on air quality nor increased risk of ground water contamination or fire.

b. That Finding 4 on page 6 which reads, "The project involves activities consistent with the intent of the Settlement Agreement. These activities can reasonably be expected to improve the safety of operations and reduce the risk to the environment posed by the facility," be deleted as incorrect.

3. That the environmental effects of the project can be anticipated and controlled and are subject to on-going mitigation. Specifically, it is determined that the settlement agreement of August 11, 1994 and existing Zoning Code provisions preclude any increase in the storage of flammable liquids.

4. That any increase in storage of flammable liquids may have the potential for significant environmental effects.

5. In light of paragraph 3 above, an Environmental Assessment Worksheet for the Project is not required at this time.

6. That staff be directed to further review the pending tank installation permit as to whether its

issuance violates the Settlement Agreement of August 11, 1994 between the City and Interplastics or any provisions of the Zoning Code which limit the storage of flammable liquids at the Interplastics location; and to report back to the Zoning and Planning Committee.

Adopted. Yeas, 13; Nays, none.

Passed February 20, 1998.

Approved February 26, 1998. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

MOTIONS

Ostrow, Chair of the Claims Committee, moved concurrence in the reports received from the City Attorney (Petr No 263546) recommending payment of workers' compensation to various employees and to the State Fund, and for payment of bills and professional services rendered claimants or employees injured on the job. Seconded.

Adopted. Yeas, 13; Nays none.

Passed February 20, 1998.

Approved February 26, 1998. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

Campbell, Chair of the Ways & Means/ Budget Committee, moved that the regular payrolls for all City employees under City Council jurisdiction for the month of March 1998 be approved and ordered paid subject to audit by the Finance Officer. Seconded.

Adopted. Yeas, 13; Nays none.

Passed February 20, 1998.

Approved February 26, 1998. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

Ostrow moved to refer the subject matter of a reorganization plan for the Planning Department to the Zoning & Planning Committee. Seconded.

Adopted upon a voice vote.

Biernat moved to refer the subject matter of modifications to the residency ordinance to the Intergovernmental Relations Committee and to the Civil Service Commission. Seconded.

Adopted upon a voice vote.

Campbell moved that the proper City officers be authorized to negotiate and enter into a

contract for legal services for condemnation activities relating to the Convention Center Completion Project. Seconded.

Adopted. Yeas, 13; Nays none.

Passed February 20, 1998.

Approved February 26, 1998. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

RESOLUTION

Mead, Herron, Niland and McDonald offered a Resolution establishing a Task Force for the purpose of making redevelopment, roadway, transportation and streetscape design recommendations for Nicollet Avenue from 28th Street to 62nd Street, which was referred to the Community Development, Transportation & Public Works and Zoning & Planning Committees.

RESOLUTION 98R-054 By Biernat

Establishing a special committee to study the city's residency ordinance for the purpose of examining hardship cases, taking public and employee input, and making recommendations to the Public Safety and Regulatory Services Committee within 90 days.

Whereas, the Minneapolis ordinance pertaining to residency requirements as a term and condition of employment has now been in place since 1993; and

Whereas, State law was passed in 1993 giving Minneapolis a "local approval" option to enact this ordinance; and

Whereas, since 1992, the percentage of employees living in the city has risen from 44 percent to 68 percent; and

Whereas, by focusing our recruitment efforts in the City of Minneapolis, the City has been able to hire people who better reflect the rich diversity of our community and better serve our constituents; and

Whereas, the City supports residency because it promotes community involvement. Employees living in the city are more likely to be involved in their neighborhood association or block clubs, and to develop a deeper understanding not only of the problems facing the city but also a deeper commitment to the

solutions; and

Whereas, the City has taken a number of steps to mitigate the impact of the residency requirement, such as offering more than five separate programs to assist employees in buying homes. These range from mortgage assistance for first time home-buyers to a program allowing police officers to receive a 50% reduction on the purchase of a HUD home; and

Whereas, over one hundred municipalities across America continue to have such ordinances in place;

Now, Therefore, Be It Resolved by The City Council of the City of Minneapolis:

That the Public Safety and Regulatory Services Committee of the Minneapolis City Council will establish a task force to revisit the residency ordinance, take public and employee input and suggest changes to address any hardship issues resulting from the current ordinance.

Be It Further Resolved that the Minneapolis City Council will increase the level of funding for the Employee Mortgage Program and direct staff to look at other incentives to assist employees in becoming City residents.

Be It Further Resolved that the Task Force will report back to the Public Safety and Regulatory Services Committee within 90 days.

Adopted. Yeas, 11; Nays none.

Declining to Vote – Niland.

Absent – McDonald.

Passed February 20, 1998. J. Cherryhomes, President of Council.

Approved February 26, 1998. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

Campbell moved to adjourn. Seconded.

Adopted. Yeas, 12; Nays none.

Absent – McDonald.

Adjourned.

MERRY KEEFE,
City Clerk.
98-1632